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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. Serial No.: 09/806,955

Group Art Unit: 1644

Filed: 07/11/2001

Examiner: Roark, Jessica H.

Applicants: Panayi et al.

Attorney Docket No.: 78104.023

Title: **TREATMENT OF INFLAMMATORY DISEASE**

**Certificate of Mailing Under 37 CFR §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on August 19, 2003.

  
\_\_\_\_\_  
Marcia A. Layton

**MAIL STOP: PETITION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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AUG 25 2003

OFFICE OF PETITIONS

**PETITION FOR REVIVAL OF AN UNINTENTIONALLY ABANDONED  
APPLICATION FOR PATENT UNDER 37 CFR 1.137(b)**

Dear Sir:

Applicants hereby petition for revival of the above-identified patent application. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR §1.137(b) was unintentional.

The facts are as follows: Applicants filed a timely response to the Final Office Action dated December 16, 2002. Applicants' response to the Final Office Action was mailed to the Office (with a Certificate of Mailing and a self-addressed, stamped return postcard) on March 14, 2003. The return receipt postcard was returned to Applicants' undersigned counsel, indicating that the response was received in the USPTO mail room on March 19, 2003. These documents (Applicants' first response to the Final

Office Action and the USPTO date-stamped return receipt postcard) are already of record in the case. They were faxed to Examiner Rourk on July 9, 2003. Regrettably, the Office misplaced Applicants' response. The faxing of the response on July 9 was prompted a courtesy call from Examiner Rourk, who inquired whether a response had been filed.

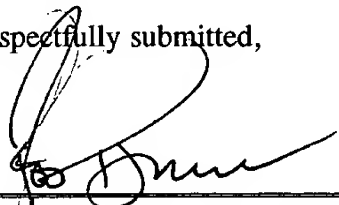
When informed that a response had not only been filed but had actually been received by the Office, Examiner Rourk extended the courtesy of entering and considering Applicants' response to the Final Office Action (even though the application was technically abandoned). In an Advisory Office Action dated July 25, 2003, Examiner Rourk indicated that while Applicants' response placed some of the claims into condition for allowance, the response did not place all of the claims in condition for allowance. The attached Renewed Response After Final rectifies this situation. Revival of the application is therefore requested.

Applicants have claimed small entity status in this application and the appropriate fee under 37 CFR §1.17(m) is submitted herewith.

A supplemental reply to the Final Office Action dated December 16, 2002, and the Advisory Office Action dated July 25, 2003, is submitted herewith. The supplemental reply is believed to put all of the now-pending claims into condition for allowance.

Because the subject application was filed after June 8, 1995, no terminal disclaimer is required.

Respectfully submitted,



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